

# Daily Digest

## HIGHLIGHTS

Senate agreed to the resolution of Advise and Consent to Ratification to the New START Treaty, as amended.

Senate agreed to H. Con. Res. 336, Adjournment Resolution.

Second Session of the 111th Congress adjourned sine die.

## Senate

### Chamber Action

*Routine Proceedings, pages S10935–S11075*

**Measures Introduced:** Eight bills and three resolutions were introduced, as follows: S. 4052–4059, and S. Res. 705–707. **Page S11037**

#### Measures Reported:

S. 3688, to establish an international professional exchange program. (S. Rept. No. 111–383)

Report to accompany S. 773, to ensure the continued free flow of commerce within the United States and with its global trading partners through secure cyber communications, to provide for the continued development and exploitation of the Internet and intranet communications for such purposes, to provide for the development of a cadre of information technology specialists to improve and maintain effective cybersecurity defenses against disruption. (S. Rept. No. 111–384)

Report to accompany S. 2764, to reauthorize the Satellite Home Viewer Extension and Reauthorization Act of 2004. (S. Rept. No. 111–385)

Report to accompany S. 3304, to increase the access of persons with disabilities to modern communications. (S. Rept. No. 111–386)

Report to accompany S. 1274, to amend title 46, United States Code, to ensure that the prohibition on disclosure of maritime transportation security information is not used inappropriately to shield certain other information from public disclosure. (S. Rept. No. 111–387)

Report to accompany S. 2870, to establish uniform administrative and enforcement procedures and penalties for the enforcement of the High Seas Driftnet Fishing Moratorium Protection Act and similar statutes. (S. Rept. No. 111–388)

**Pages S11036–37**

#### Measures Passed:

*Ike Skelton National Defense Authorization Act for Fiscal Year 2011:* Senate passed H.R. 6523, to authorize appropriations for fiscal year 2011 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, after agreeing to the following amendment proposed thereto:

**Pages S1-936–38**

Levin/McCain Amendment No. 4921, to strike title XVII. **Page S10936**

*SBIR and STTR Reauthorization Act:* Senate passed S. 4053, to reauthorize and improve the SBIR and STTR programs. **Pages S11000–11**

*Interest on Lawyers Trust Accounts:* Senate passed H.R. 6398, to require the Federal Deposit Insurance Corporation to fully insure Interest on Lawyers Trust Accounts. **Page S10964**

*James Zadroga 9/11 Health and Compensation Act:* Senate passed H.R. 847, to amend the Public Health Service Act to extend and improve protections and services to individuals directly impacted by the terrorist attack in New York City on September 11, 2001, after agreeing to the following amendment proposed thereto: **Page S10980**

Reid (for Gillibrand/Schumer) Amendment No. 4923, in the nature of a substitute. **Page S10980**

*Helping Heroes Keep Their Homes Act:* Senate passed S. 4058, to extend certain expiring provisions providing enhanced protections for servicemembers relating to mortgages and mortgage foreclosure. **Pages S10990–92**

**Adjournment Resolution:** Senate agreed to H. Con. Res. 336, providing for the sine die adjournment of the second session of the One Hundred Eleventh Congress. **Page S10999**

**Omnibus Trade Act:** Senate passed H.R. 6517, to extend trade adjustment assistance and certain trade preference programs, to amend the Harmonized Tariff Schedule of the United States to modify temporarily certain rates of duty, after agreeing to the following amendment proposed thereto: **Page S11011**

Brown (OH) Amendment No. 4924, in the nature of a substitute. **Page S11011**

**Arts in Education Week:** Committee on Health, Education, Labor, and Pensions was discharged from further consideration of H. Con. Res. 275, expressing support for designation of the week beginning on the second Sunday of September as Arts in Education Week, and the resolution was then agreed to. **Page S11053**

**Delta Regional Authority:** Committee on Environment and Public Works was discharged from further consideration of S. Con. Res. 78, honoring the work and mission of the Delta Regional Authority on the occasion of the 10th anniversary of the Federal-State partnership created to uplift the 8-State Delta region, and the resolution was then agreed to. **Pages S11053–54**

**Prevent and Mitigate Acts of Genocide:** Senate agreed to S. Con. Res. 71, recognizing the United States national interest in helping to prevent and mitigate acts of genocide and other mass atrocities against civilians, and supporting and encouraging efforts to develop a whole of government approach to prevent and mitigate such acts, after agreeing to the committee amendment in the nature of a substitute. **Pages S11054–57**

**Year of the Lung:** Committee on Health, Education, Labor, and Pensions was discharged from further consideration of S. Res. 432, supporting the goals and ideals of the Year of the Lung 2010, and the resolution was then agreed to. **Pages S11057–58**

**Technical Correction:** Senate agreed to S. Res. 705, providing for a technical correction to S. Res. 700. **Page S11058**

**Senate National Security Working Group:** Senate agreed to S. Res. 706, extending the authority for the Senate National Security Working Group. **Page S11058**

**Honoring Lula Davis:** Senate agreed to S. Res. 707, honoring Lula Davis. **Pages S11038, S11058–60**

#### Appointments:

**Indian Law and Order Commission:** The Chair, on behalf of the Majority Leader, in consultation

with the Chairman of the Senate Committee on Indian Affairs and the Chairman of the Senate Committee on the Judiciary, pursuant to Public Law 111–211, appointed the following individuals to be members of the Indian Law and Order Commission: Troy Eid of Colorado and Jefferson Keel of Oklahoma. **Page S11060**

**Indian Law and Order Commission:** The Chair, on behalf of the Republican Leader, in consultation with the Chairman of the Senate Committee on Indian Affairs and the Chairman of the Senate Committee on the Judiciary, pursuant to Public Law 111–211, appointed the following individual to be a member of the Indian Law and Order Commission: Affie Ellis of Wyoming. **Page S11060**

**National Commission for the Review of the Research and Development Programs of the United States Intelligence Community:** The Chair, on behalf of the Majority Leader, after consultation with the Chairman of the Select Committee on Intelligence of the Senate, and pursuant to the provisions of Public Law 107–306, as amended by Public Law 111–259, announced the appointment of the following individual to serve as a member of the National Commission for the Review of the Research and Development Programs of the United States Intelligence Community: Senator Mark R. Warner of Virginia. **Page S11060**

**Star Print—Agreement:** A unanimous-consent agreement was reached providing that Calendar #706, S. 583, reported by the Committee on Commerce, Science and Transportation on December 17, 2010, be star printed with the changes at the desk. An incorrect version of the committee substitute amendment was reported to the Senate. **Page S11060**

**Signing Authority—Agreement:** A unanimous-consent agreement was reached providing that Senator Bayh be authorized to sign any duly enrolled bills or joint resolutions on Wednesday, December 22, 2010, and Senator Lincoln be authorized to sign any duly enrolled bills or joint resolutions on Thursday, December 23, 2010, and Friday, December 24, 2010. **Page S11060**

**Authorizing Leadership to Make Appointments—Agreement:** A unanimous-consent agreement was reached providing that, notwithstanding the upcoming recess or adjournment of the Senate, the President of the Senate, the President Pro Tempore, and the Majority and Minority Leaders be authorized to make appointments to commissions, committees, boards, conferences, or interparliamentary conferences authorized by law, by concurrent action of the two Houses, or by order of the Senate. **Page S11060**

A unanimous-consent agreement was reached providing that when the Senate returns on Wednesday, January 5, 2011, at 12:00 noon, following the presentation of the certificates of election and the swearing in of elected members, and the required live quorum, that there then be a period of morning business.

Page S11070

**Executive Reports of Committees:** Senate received the following executive report of a committee:

Report to accompany Investment Treaty with Rwanda (Treaty Doc. 110–23) (Ex. Rept. 111–8).

Page S11037

### Treaty Approved:

**Treaty with Russia on Measures for Further Reduction and Limitation of Strategic Offensive Arms:** By 71 yeas to 26 nays (Vote No. 298), two-thirds of the Senators present having voted in the affirmative, Senate agreed to the resolution of Advise and Consent to Ratification, as amended, to Treaty Doc. 111–5, between the United States of America and the Russian Federation on Measures for the Further Reduction and Limitation of Strategic Offensive Arms, signed in Prague on April 8, 2010, with Protocol, after having passed through its various parliamentary stages, up to and including the presentation of the resolution of ratification, and taking action on the following amendments proposed thereto:

Page S10938–80, S1082–86

#### Adopted:

Kyl Further Modified Amendment No. 4892, to require a certification regarding the design and funding of certain facilities.

Pages S10939–53

McCain Further Modified Amendment No. 4904, to provide a condition and an additional element of the understanding regarding the effectiveness and viability of the New START Treaty and United States missile defenses.

Pages S10953–55

During consideration of this measure today, Senate also took the following actions:

Chair sustained a point of order against Kirk Amendment No. 4922 (to Amendment No. 4904), to provide an additional understanding regarding the December 18, 2010, letter from President Obama to the Senate regarding missile defense, as being in violation of rule XXII of the Standing Rules of the Senate, that the amendment was not timely filed, and the amendment thus fell.

Pages S10955–64

**Nominations Confirmed:** Senate confirmed the following nominations:

By unanimous vote of 89 yeas (Vote No. EX. 299), Mary Helen Murguia, of Arizona, to be United States Circuit Judge for the Ninth Circuit.

Pages S10986–87

Jacqueline A. Berrien, of New York, to be a Member of the Equal Employment Opportunity Commission for a term expiring July 1, 2014.

Page S10987

Chai Rachel Feldblum, of Maryland, to be a Member of the Equal Employment Opportunity Commission for a term expiring July 1, 2013.

Carolyn W. Colvin, of Maryland, to be Deputy Commissioner of Social Security for the term expiring January 19, 2013.

P. David Lopez, of Arizona, to be General Counsel of the Equal Employment Opportunity Commission for a term of four years.

Victoria A. Lipnic, of Virginia, to be a Member of the Equal Employment Opportunity Commission for the remainder of the term expiring July 1, 2010.

Victoria A. Lipnic, of Virginia, to be a Member of the Equal Employment Opportunity Commission for a term expiring July 1, 2015.

Michele Marie Leonhart, of California, to be Administrator of Drug Enforcement.

Scott M. Matheson, Jr., of Utah, to be United States Circuit Judge for the Tenth Circuit.

Kathleen M. O'Malley, of Ohio, to be United States Circuit Judge for the Federal Circuit.

Jonathan Woodson, of Massachusetts, to be an Assistant Secretary of Defense.

Patti B. Saris, of Massachusetts, to be Chair of the United States Sentencing Commission.

Patti B. Saris, of Massachusetts, to be a Member of the United States Sentencing Commission for a term expiring October 31, 2015.

Dabney Langhorne Friedrich, of Maryland, to be a Member of the United States Sentencing Commission for a term expiring October 31, 2015.

Robert Leon Wilkins, of the District of Columbia, to be United States District Judge for the District of Columbia.

Robert Anacletus Underwood, of Guam, to be a Member of the Board of Directors of the National Board for Education Sciences for a term expiring November 28, 2012.

Anthony Bryk, of California, to be a Member of the Board of Directors of the National Board for Education Sciences for a term expiring November 28, 2011.

Kris D. Gutierrez, of Colorado, to be a Member of the Board of Directors of the National Board for Education Sciences for a term expiring November 28, 2012.

Ramona Emilia Romero, of Pennsylvania, to be General Counsel of the Department of Agriculture.

Sean P. Buckley, of New York, to be Commissioner of Education Statistics for a term expiring June 21, 2015.

Beryl Alaine Howell, of the District of Columbia, to be United States District Judge for the District of Columbia.

Kevin Glenn Nealer, of Maryland, to be a Member of the Board of Directors of the Overseas Private Investment Corporation for a term expiring December 17, 2011.

Wilfredo Martinez, of Florida, to be a Member of the Board of Directors of the State Justice Institute for a term expiring September 17, 2013.

Chase Theodora Rogers, of Connecticut, to be a Member of the Board of Directors of the State Justice Institute for a term expiring September 17, 2012.

Allison Blakely, of Massachusetts, to be a Member of the National Council on the Humanities for a term expiring January 26, 2016.

Samuel Epstein Angel, of Arkansas, to be a Member of the Mississippi River Commission for a term of nine years.

Carol Fulp, of Massachusetts, to be a Representative of the United States of America to the Sixty-fifth Session of the General Assembly of the United Nations.

Jeanne Shaheen, of New Hampshire, to be a Representative of the United States of America to the Sixty-fifth Session of the General Assembly of the United Nations.

Roger F. Wicker, of Mississippi, to be a Representative of the United States of America to the Sixty-fifth Session of the General Assembly of the United Nations.

Gregory J. Nickels, of Washington, to be an Alternate Representative of the United States of America to the Sixty-fifth Session of the General Assembly of the United Nations.

Stacia A. Hylton, of Virginia, to be Director of the United States Marshals Service. vice John F. Clark, resigned.

William R. Brownfield, of Texas, to be an Assistant Secretary of State (International Narcotics and Law Enforcement Affairs).

Eugene Louis Dodaro, of Virginia, to be Comptroller General of the United States for a term of fifteen years.

Paige Eve Alexander, of Georgia, to be an Assistant Administrator of the United States Agency for International Development.

Isabel Framer, of Ohio, to be a Member of the Board of Directors of the State Justice Institute for a term expiring September 17, 2012.

Susan H. Hildreth, of Washington, to be Director of the Institute of Museum and Library Services.

Mark Green, of Wisconsin, to be a Member of the Board of Directors of the Millennium Challenge Corporation for a term of three years.

Thomas R. Nides, of the District of Columbia, to be Deputy Secretary of State for Management and Resources.

Alan J. Patricof, of New York, to be a Member of the Board of Directors of the Millennium Challenge Corporation for a term of two years.

Russel Edwin Burger, of Oregon, to be United States Marshal for the District of Oregon for the term of four years. (Prior to this action, Committee on the Judiciary was discharged from further consideration.)

Charles Edward Andrews, of Alabama, to be United States Marshal for the Southern District of Alabama for the term of four years. (Prior to this action, Committee on the Judiciary was discharged from further consideration.)

Christopher R. Thyer, of Arkansas, to be United States Attorney for the Eastern District of Arkansas for the term of four years. (Prior to this action, Committee on the Judiciary was discharged from further consideration.)

89 Air Force nominations in the rank of general.

214 Army nominations in the rank of general.

4 Marine Corps nominations in the rank of general.

4 Navy nominations in the rank of admiral.

Routine lists in the Air Force, Army, Foreign Service, Marine Corps, and Navy. **Pages S11072–75**

**Nomination Received:** Senate received the following nomination:

Agnes Gund, of New York, to be a Member of the National Council on the Arts. **Page S11070**

**Nominations Returned to the President:** The following nominations were returned to the President failing of confirmation under Senate rule XXXI at the time of the sine die adjournment of the 111th Congress:

Winslow Lorenzo Sargeant, of Wisconsin, to be Chief Counsel for Advocacy, Small Business Administration.

Rafael Borrás, of Maryland, to be Under Secretary for Management, Department of Homeland Security.

Eric L. Hirschhorn, of Maryland, to be Under Secretary of Commerce for Export Administration.

Michael W. Punke, of Montana, to be a Deputy United States Trade Representative, with the rank of Ambassador.

Islam A. Siddiqui, of Virginia, to be Chief Agricultural Negotiator, Office of the United States Trade Representative, with the rank of Ambassador.

Richard Sorian, of New York, to be an Assistant Secretary of Health and Human Services.

Michael F. Mundaca, of New York, to be an Assistant Secretary of the Treasury.

Philip E. Coyle, III, of California, to be an Associate Director of the Office of Science and Technology Policy.

Solomon B. Watson, IV, of New York, to be General Counsel of the Department of the Army.

Mari Carmen Aponte, of the District of Columbia, to be Ambassador to the Republic of El Salvador.

Robert Stephen Ford, of Maryland, to be Ambassador to the Syrian Arab Republic.

Jonathan Andrew Hatfield, of Virginia, to be Inspector General, Corporation for National and Community Service.

Amy Totenberg, of Georgia, to be United States District Judge for the Northern District of Georgia.

William J. Boarman, of Maryland, to be Public Printer.

Paul Kinloch Holmes, III, of Arkansas, to be United States District Judge for the Western District of Arkansas.

Susan L. Carney, of Connecticut, to be United States Circuit Judge for the Second Circuit.

Anthony J. Battaglia, of California, to be United States District Judge for the Southern District of California.

Edward J. Davila, of California, to be United States District Judge for the Northern District of California.

James Michael Cole, of the District of Columbia, to be Deputy Attorney General.

Matthew J. Bryza, of Illinois, to be Ambassador to the Republic of Azerbaijan.

James E. Shadid, of Illinois, to be United States District Judge for the Central District of Illinois.

Max Oliver Cogburn, Jr., of North Carolina, to be United States District Judge for the Western District of North Carolina.

James E. Graves, Jr., of Mississippi, to be United States Circuit Judge for the Fifth Circuit.

James Emanuel Boasberg, of the District of Columbia, to be United States District Judge for the District of Columbia.

Amy Berman Jackson, of the District of Columbia, to be United States District Judge for the District of Columbia.

Norman L. Eisen, of the District of Columbia, to be Ambassador to the Czech Republic.

Larry Leon Palmer, of Georgia, to be Ambassador to the Bolivarian Republic of Venezuela.

Francis Joseph Ricciardone, Jr., of Massachusetts, to be Ambassador to the Republic of Turkey.

Marco A. Hernandez, of Oregon, to be United States District Judge for the District of Oregon.

Steve C. Jones, of Georgia, to be United States District Judge for the Northern District of Georgia.

Sue E. Myerscough, of Illinois, to be United States District Judge for the Central District of Illinois.

Diana Saldana, of Texas, to be United States District Judge for the Southern District of Texas.

Michael H. Simon, of Oregon, to be United States District Judge for the District of Oregon.

Scott C. Doney, of Massachusetts, to be Chief Scientist of the National Oceanic and Atmospheric Administration.

Goodwin Liu, of California, to be United States Circuit Judge for the Ninth Circuit.

Louis B. Butler, Jr., of Wisconsin, to be United States District Judge for the Western District of Wisconsin.

Edward Milton Chen, of California, to be United States District Judge for the Northern District of California.

John J. McConnell, Jr., of Rhode Island, to be United States District Judge for the District of Rhode Island.

Peter A. Diamond, of Massachusetts, to be a Member of the Board of Governors of the Federal Reserve System for the unexpired term of fourteen years from February 1, 2000.

Mario Cordero, of California, to be a Federal Maritime Commissioner for the term expiring June 30, 2014.

Rebecca F. Dye, of North Carolina, to be a Federal Maritime Commissioner for the term expiring June 30, 2015.

Joseph A. Smith, Jr., of North Carolina, to be Director of the Federal Housing Finance Agency for a term of five years.

Evan J. Segal, of Pennsylvania, to be a Member of the Board of Directors of the Commodity Credit Corporation.

Katherine M. Gehl, of Wisconsin, to be a Member of the Board of Directors of the Overseas Private Investment Corporation for a term expiring December 17, 2010.

Jill Long Thompson, of Indiana, to be a Member of the Farm Credit Administration Board, Farm Credit Administration (Recess Appointment).

Francisco J. Sanchez, of Florida, to be Under Secretary of Commerce for International Trade (Recess Appointment).

Eric L. Hirschhorn, of Maryland, to be Under Secretary of Commerce for Export Administration (Recess Appointment).

Michael W. Punke, of Montana, to be a Deputy United States Trade Representative, with the rank of Ambassador (Recess Appointment).

Michael F. Mundaca, of New York, to be an Assistant Secretary of the Treasury (Recess Appointment).

Islam A. Siddiqui, of Virginia, to be Chief Agricultural Negotiator, Office of the United States

Trade Representative, with the rank of Ambassador (Recess Appointment).

Suzan D. Johnson Cook, of New York, to be Ambassador at Large for International Religious Freedom.

Philip E. Coyle, III, of California, to be an Associate Director of the Office of Science and Technology Policy (Recess Appointment).

Joshua Gotbaum, of the District of Columbia, to be Director of the Pension Benefit Guaranty Corporation (Recess Appointment).

Timothy Charles Scheve, of Pennsylvania, to be a Member of the Internal Revenue Service Oversight Board for a term expiring September 14, 2010.

Timothy Charles Scheve, of Pennsylvania, to be a Member of the Internal Revenue Service Oversight Board for a term expiring September 14, 2015.

Juan F. Vasquez, of Texas, to be a Judge of the United States Tax Court for a term of fifteen years.

Elizabeth Ann Hagen, of Virginia, to be Under Secretary of Agriculture for Food Safety (Recess Appointment).

Alan D. Bersin, of California, to be Commissioner of Customs, Department of Homeland Security.

Donald M. Berwick, of Massachusetts, to be Administrator of the Centers for Medicare and Medicaid Services.

Jeffrey Alan Goldstein, of New York, to be an Under Secretary of the Treasury.

Richard Sorian, of New York, to be an Assistant Secretary of Health and Human Services (Recess Appointment).

Mari Carmen Aponte, of the District of Columbia, to be Ambassador to the Republic of El Salvador (Recess Appointment).

George Albert Krol, of New Jersey, to be Ambassador to the Republic of Uzbekistan.

Matthew Maxwell Taylor Kennedy, of California, to be a Member of the Board of Directors of the Overseas Private Investment Corporation for a term expiring December 17, 2012.

Kurt Walter Tong, of Maryland, a Career Member of the Senior Foreign Service, Class of Counselor, for the rank of Ambassador during his tenure of service as United States Senior Official for the Asia-Pacific Economic Cooperation (APEC) Forum.

Jo Ann Rooney, of Massachusetts, to be Principal Deputy Under Secretary of Defense for Personnel and Readiness.

Michael Vickers, of Virginia, to be Under Secretary of Defense for Intelligence.

Sue Kathrine Brown, of Texas, to be Ambassador to Montenegro.

Pamela L. Spratlen, of California, to be Ambassador to the Kyrgyz Republic.

David Lee Carden, of New York, to be Representative of the United States of America to the Association of Southeast Asian Nations, with the rank and status of Ambassador.

Eric G. Postel, of Wisconsin, to be an Assistant Administrator of the United States Agency for International Development.

Frances M.D. Gulland, of California, to be a Member of the Marine Mammal Commission for a term expiring May 13, 2012.

Kathryn D. Sullivan, of Ohio, to be an Assistant Secretary of Commerce.

Daniel M. Ashe, of Maryland, to be Director of the United States Fish and Wildlife Service.

Maurice B. Foley, of Maryland, to be a Judge of the United States Tax Court for a term of fifteen years.

Peter Bruce Lyons, of New Mexico, to be an Assistant Secretary of Energy (Nuclear Energy).

Ann D. Begeman, of Virginia, to be a Member of the Surface Transportation Board for a term expiring December 31, 2015.

Chai Rachel Feldblum, of Maryland, to be a Member of the Equal Employment Opportunity Commission for a term expiring July 1, 2013 (Recess Appointment).

Jacqueline A. Berrien, of New York, to be a Member of the Equal Employment Opportunity Commission for a term expiring July 1, 2014 (Recess Appointment).

Craig Becker, of Illinois, to be a Member of the National Labor Relations Board for the term of five years expiring December 16, 2014 (Recess Appointment).

Victoria A. Lipnic, of Virginia, to be a Member of the Equal Employment Opportunity Commission for the remainder of the term expiring July 1, 2010 (Recess Appointment).

P. David Lopez, of Arizona, to be General Counsel of the Equal Employment Opportunity Commission for a term of four years (Recess Appointment).

Mark Gaston Pearce, of New York, to be a Member of the National Labor Relations Board for the term of five years expiring August 27, 2013 (Recess Appointment).

Paul M. Tiao, of Maryland, to be Inspector General, Department of Labor.

Beverly L. Hall, of Georgia, to be a Member of the Board of Directors of the National Board for Education Sciences for a term expiring March 15, 2012.

Richard Christman, of Kentucky, to be a Member of the Board of Directors of the Corporation for National and Community Service for the remainder of the term expiring October 6, 2012.

Jane D. Hartley, of New York, to be a Member of the Board of Directors of the Corporation for National and Community Service for a term expiring October 6, 2014.

Marguerite W. Kondracke, of Tennessee, to be a Member of the Board of Directors of the Corporation for National and Community Service for a term expiring June 10, 2014.

Matthew Francis McCabe, of Pennsylvania, to be a Member of the Board of Directors of the Corporation for National and Community Service for a term expiring October 6, 2013.

John D. Podesta, of the District of Columbia, to be a Member of the Board of Directors of the Corporation for National and Community Service for a term expiring October 6, 2014.

Lisa M. Quiroz, of New York, to be a Member of the Board of Directors of the Corporation for National and Community Service for a term expiring February 8, 2014.

Roberto R. Herencia, of Illinois, to be a Member of the Board of Directors of the Overseas Private Investment Corporation for a term expiring December 17, 2012.

James A. Torrey, of Connecticut, to be a Member of the Board of Directors of the Overseas Private Investment Corporation for a term expiring December 17, 2010.

James A. Torrey, of Connecticut, to be a Member of the Board of Directors of the Overseas Private Investment Corporation for a term expiring December 17, 2013.

Daniel L. Shields III, of Pennsylvania, to be Ambassador to Brunei Darussalam.

Joseph M. Torsella, of Pennsylvania, to be Representative of the United States of America to the United Nations for U.N. Management and Reform, with the rank of Ambassador.

Joseph M. Torsella, of Pennsylvania, to be Alternate Representative of the United States of America to the Sessions of the General Assembly of the United Nations, during his tenure of service as Representative of the United States of America to the United Nations for U. N. Management and Reform.

David Bruce Shear, of New York, to be Ambassador to the Socialist Republic of Vietnam.

Nils Maarten Parin Daulaire, of Virginia, to be Representative of the United States on the Executive Board of the World Health Organization.

Terry Lewis, of Michigan, to be a Member of the Board of Directors of the Overseas Private Investment Corporation for a term expiring December 17, 2011.

Rafael Borrás, of Maryland, to be Under Secretary for Management, Department of Homeland Security (Recess Appointment).

Esteban Soto III, of Maryland, to be United States Marshal for the Superior Court of the District of Columbia for the term of four years.

Carolyn N. Lerner, of Maryland, to be Special Counsel, Office of Special Counsel, for the term of five years.

Thomas Hicks, of Virginia, to be a Member of the Election Assistance Commission for a term expiring December 12, 2013.

Winslow Lorenzo Sargeant, of Wisconsin, to be Chief Counsel for Advocacy, Small Business Administration (Recess Appointment).

Stephanie O'Sullivan, of Virginia, to be Principal Deputy Director of National Intelligence.

Phyllis Nichamoff Segal, of Massachusetts, to be a Member of the Board of Directors of the Corporation for National and Community Service for a term expiring October 6, 2013.

Pamela Young-Holmes, of Wisconsin, to be a Member of the National Council on Disability for the remainder of the term expiring September 17, 2010.

Joshua Gotbaum, of the District of Columbia, to be Director of the Pension Benefit Guaranty Corporation (Recess Appointment).

Anthony Bryk, of California, to be a Member of the Board of Directors of the National Board for Education Sciences for a term expiring November 28, 2015.

Cora B. Marrett, of Wisconsin, to be Deputy Director of the National Science Foundation.

Thomas M. Beck, of Virginia, to be a Member of the National Mediation Board for a term expiring July 1, 2013.

Paula Barker Duffy, of Illinois, to be a Member of the National Council on the Humanities for a term expiring January 26, 2016.

Martha Wagner Weinberg, of Massachusetts, to be a Member of the National Council on the Humanities for a term expiring January 26, 2016.

Janice Lehrer-Stein, of California, to be a Member of the National Council on Disability for a term expiring September 17, 2013.

Leon Rodriguez, of Maryland, to be Administrator of the Wage and Hour Division, Department of Labor.

Kelvin K. Droegemeier, of Oklahoma, to be a Member of the National Science Board, National Science Foundation for a term expiring May 10, 2016.

Albert J. Beveridge III, of the District of Columbia, to be a Member of the National Council on the Humanities for a term expiring January 26, 2016.

Constance M. Carroll, of California, to be a Member of the National Council on the Humanities for a term expiring January 26, 2016.

Cathy M. Davidson, of North Carolina, to be a Member of the National Council on the Humanities for a term expiring January 26, 2016.

Aaron Paul Dworkin, of Michigan, to be a Member of the National Council on the Arts for a term expiring September 3, 2014.

Clyde E. Terry, of New Hampshire, to be a Member of the National Council on Disability for a term expiring September 17, 2013.

Carolyn N. Lerner, of Maryland, to be Special Counsel, Office of Special Counsel, for the term of five years.

Judith A. Ansley, of Massachusetts, to be a Member of the Board of Directors of the United States Institute of Peace for the remainder of the term expiring September 19, 2011.

Judith A. Ansley, of Massachusetts, to be a Member of the Board of Directors of the United States Institute of Peace for a term of four years.

John A. Lancaster, of New York, to be a Member of the Board of Directors of the United States Institute of Peace for the remainder of the term expiring September 19, 2011.

John A. Lancaster, of New York, to be a Member of the Board of Directors of the United States Institute of Peace for a term of four years.

Agnes Gund, of New York, to be a Member of the National Council on the Arts.

Timothy J. Feighery, of New York, to be Chairman of the Foreign Claims Settlement Commission of the United States for a term expiring September 30, 2012.

Andrew L. Traver, of Illinois, to be Director, Bureau of Alcohol, Tobacco, Firearms, and Explosives.

Cathy Bissoon, of Pennsylvania, to be United States District Judge for the Western District of Pennsylvania.

Vincent L. Briccetti, of New York, to be United States District Judge for the Southern District of New York.

Roy Bale Dalton, Jr., of Florida, to be United States District Judge for the Middle District of Florida.

Sara Lynn Darrow, of Illinois, to be United States District Judge for the Central District of Illinois.

John A. Kronstadt, of California, to be United States District Judge for the Central District of California.

Kevin Hunter Sharp, of Tennessee, to be United States District Judge for the Middle District of Tennessee.

S. Amanda Marshall, of Oregon, to be United States Attorney for the District of Oregon for the term of four years.

Bernice Bouie Donald, of Tennessee, to be United States Circuit Judge for the Sixth Circuit.

Arenda L. Wright Allen, of Virginia, to be United States District Judge for the Eastern District of Virginia.

Michael Francis Urbanski, of Virginia, to be United States District Judge for the Western District of Virginia.

Claire C. Cecchi, of New Jersey, to be United States District Judge for the District of New Jersey.

Esther Salas, of New Jersey, to be United States District Judge for the District of New Jersey.

Thomas Gray Walker, of North Carolina, to be United States Attorney for the Eastern District of North Carolina for the term of four years.

John B. Stevens, Jr., of Texas, to be United States Attorney for the Eastern District of Texas for the term of four years.

Edward Carroll DuMont, of the District of Columbia, to be United States Circuit Judge for the Federal Circuit.

Victoria Frances Nourse, of Wisconsin, to be United States Circuit Judge for the Seventh Circuit.

Charles Bernard Day, of Maryland, to be United States District Judge for the District of Maryland.

Kathleen M. Williams, of Florida, to be United States District Judge for the Southern District of Florida.

Marina Garcia Marmolejo, of Texas, to be United States District Judge for the Southern District of Texas.

M. Scott Bowen, of Michigan, to be United States Attorney for the Western District of Michigan for the term of four years.

Wilfredo Martinez, of Florida, to be a Member of the Board of Directors of the State Justice Institute for a term expiring September 17, 2010.

Robert Neil Chatigny, of Connecticut, to be United States Circuit Judge for the Second Circuit.

Caitlin Joan Halligan, of New York, to be United States Circuit Judge for the District of Columbia Circuit.

Jimmie V. Reyna, of Maryland, to be United States Circuit Judge for the Federal Circuit.

Richard Brooke Jackson, of Colorado, to be United States District Judge for the District of Colorado.

Mae A. D'Agostino, of New York, to be United States District Judge for the Northern District of New York.

Mark Raymond Hornak, of Pennsylvania, to be United States District Judge for the Western District of Pennsylvania.

Robert David Mariani, of Pennsylvania, to be United States District Judge for the Middle District of Pennsylvania.



John Andrew Ross, of Missouri, to be United States District Judge for the Eastern District of Missouri.

Denise Ellen O'Donnell, of New York, to be Director of the Bureau of Justice Assistance.

Elisebeth Collins Cook, of Illinois, to be a Member of the Privacy and Civil Liberties Oversight Board for a term expiring January 29, 2014.

James Xavier Dempsey, of California, to be a Member of the Privacy and Civil Liberties Oversight Board for a term expiring January 29, 2016.

6 Air Force nominations in the rank of general.

4 Army nominations in the rank of general.

1 National Oceanic and Atmospheric Administration nomination in the rank of admiral.

2 Navy nominations in the rank of admiral.

Routine lists in the Air Force, Foreign Service, Marine Corps.

Pages S11070–72

Messages from the House:

Pages S11033–34

Measures Referred:

Page S11034

Executive Communications:

Pages S11034–36

Additional Cosponsors:

Page S11037

Statements on Introduced Bills/Resolutions:

Pages S11037–38

Additional Statements:

Pages S11030–33

Amendments Submitted:

Pages S11038–53

Record Votes: Two record votes were taken today. (Total—299)

Pages S10982, S10987

**Adjournment:** Senate convened at 9 a.m. and adjourned sine die, pursuant to the provisions of H. Con. Res. 336, at 8:03 p.m., until 12 noon on Wednesday, January 5, 2011, for the convening of the 112th Congress. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S11070.)

## Committee Meetings

(Committees not listed did not meet)

No committee meetings were held.

# House of Representatives

## Chamber Action

**Public Bills and Resolutions Introduced:** 1 public bill, H.R. 6570; and 4 resolutions, H.J. Res. 106–107; and H. Res. 1783–1784 were introduced.

Page H8990

**Additional Cosponsors:**

Page H8990

**Reports Filed:** There were no reports filed today.

**Chaplain:** The prayer was offered by the guest chaplain, Monsignor Stephen J. Rossetti, Catholic University of America, Washington, DC.

Page H8943

**Ike Skelton National Defense Authorization Act for Fiscal Year 2011:** Agreed by unanimous consent to concur in the Senate amendments to H.R. 6523, to authorize appropriations for fiscal year 2011 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy and to prescribe military personnel strengths for such fiscal year.

Pages H8944–45

**Recess:** The House recessed at 11:25 a.m. and reconvened at 3:50 p.m.

Page H8946

**Meeting Hour:** Agreed that when the House adjourns today, it adjourn to meet at 11 a.m. on Friday, December 24, 2010, unless it sooner has received a message from the Senate transmitting its concurrence in H. Con. Res. 336, in which case the

House shall stand adjourned sine die pursuant to that concurrent resolution.

Page H8947

**Order of Procedure:** The House agreed by unanimous consent that it be in order at any time to take from the Speaker's table H.R. 847, with the Senate amendment thereto, and to consider in the House, without intervention of any point of order except those arising under clause 10 of rule XXI, a motion offered by the chair of the Committee on Energy and Commerce or his designee that the House concur in the Senate amendment; that the Senate amendment be considered as read; that the motion be debatable for 30 minutes equally divided and controlled by the chair and ranking minority member of the Committee on Energy and Commerce; and that the previous question be considered as ordered on the motion to final adoption without intervening motion.

Page H8947

**James Zadroga 9/11 Health and Compensation Act of 2010:** The House concurred in the Senate amendment to H.R. 847, to amend the Public Health Service Act to extend and improve protections and services to individuals directly impacted by the terrorist attack in New York City on September 11, 2001, by a yea-and-nay vote of 206 yeas to 60 nays, Roll No. 664.

Pages H8947–66

**Whistleblower Protection Enhancement Act:** The House agreed by unanimous consent to S. 372, amended, to amend chapter 23 of title 5, United States Code, to clarify the disclosures of information protected from prohibited personnel practices, require a statement in nondisclosure policies, forms, and agreements that such policies, forms, and agreements conform with certain disclosure protections, and provide certain authority for the Special Counsel.

Pages H8966–74

**Supporting Olympic Day on June 23, 2010:** The House agreed by unanimous consent to H. Res. 1461, to support Olympic Day on June 23, 2010, and to congratulate Team USA and World Fit participants.

Page H8975

**Clarifying the National Credit Union Administration authority to make stabilization fund expenditures without borrowing from the Treasury:** The House agreed by unanimous consent to S. 4036, to clarify the National Credit Union Administration authority to make stabilization fund expenditures without borrowing from the Treasury.

Pages H8975–76

**Celebrating 130 years of United States-Romanian diplomatic relations:** The House agreed by unanimous consent to S. Con. Res. 67, to celebrate 130 years of United States-Romanian diplomatic relations, to congratulate the Romanian people on their achievements as a great nation, and to reaffirm the deep bonds of trust and values between the United States and Romania, a trusted and most valued ally.

Page H8976

**Removal Clarification Act of 2010:** The House agreed by unanimous consent to H.R. 6560, to amend title 28, United States Code, to clarify and improve certain provisions relating to the removal of litigation against Federal officers or agencies to Federal courts.

Pages H8976–77

**Honoring the 50th anniversary of the Freedom Rides:** The House agreed by unanimous consent to H. Res. 1779, to honor the 50th anniversary of the Freedom Rides.

Page H8977

**Real Estate Jobs and Investment Act of 2010:** The House agreed by unanimous consent to concur in the Senate amendments to H.R. 5901, to amend the Internal Revenue Code of 1986 to exempt certain stock of real estate investment trusts from the tax on foreign investment in United States real property interests.

Pages H8977–78

**Making a technical correction to a cross-reference in the final regulations issued by the Office of Compliance to implement the Veterans Employment Opportunities Act of 1998:** The House agreed by unanimous consent to H. Res.

1783, to make a technical correction to a cross-reference in the final regulations issued by the Office of Compliance to implement the Veterans Employment Opportunities Act of 1998 that apply to the House of Representatives and employees of the House of Representatives.

Page H8978

**Amending the Federal Water Pollution Control Act to clarify Federal responsibility for stormwater pollution:** The House agreed by unanimous consent to S. 3481, to amend the Federal Water Pollution Control Act to clarify Federal responsibility for stormwater pollution.

Pages H8978–80

**Extending certain expiring provisions providing enhanced protections for servicemembers relating to mortgages and mortgage foreclosure:** The House agreed by unanimous consent to S. 4058, to extend certain expiring provisions providing enhanced protections for servicemembers relating to mortgages and mortgage foreclosure.

Page H8980

**Authorizing leases of up to 99 years for lands held in trust for Ohkay Owingeh Pueblo:** The House agreed by unanimous consent to S. 3903, to authorize leases of up to 99 years for lands held in trust for Ohkay Owingeh Pueblo.

Page H8980

**Committee to Notify the President:** The House agreed to H. Res. 1784, providing for a committee of two Members to be appointed by the House to join a similar committee appointed by the Senate, to wait upon the President to inform him that the two Houses have completed their business of the session and are ready to adjourn, unless the President has some other communication to make to them. Subsequently, the Speaker appointed Majority Leader Hoyer and Minority Leader Boehner to the committee.

Pages H8980–81

**Extension of Remarks:** Agreed that the Chairman and ranking minority Member of each standing committee and each subcommittee be permitted to extend their remarks in the Record, up to and including the Record's last publication, and to include a summary of the work of that committee or subcommittee.

Page H8981

Also agreed that Members may have until publication of the last edition of the Congressional Record authorized for the Second Session of the One Hundred Eleventh Congress by the Joint Committee on Printing to revise and extend their remarks and to include brief, related extraneous material on any matter occurring before the adjournment of the Second Session Sine Die.

Page H8981

**Board of Directors of the Vietnam Education Foundation—Appointment:** The Chair announced the Speaker's appointment of the following Member

of the House to the Board of Directors of the Vietnam Education Foundation: Upon the recommendation of the Majority Leader: Representative Loretta Sanchez of California. **Page H8981**

**National Advisory Committee on Institutional Quality and Integrity—Appointment:** The Chair announced the Speaker's appointment of the following member on the part of the House to the National Advisory Committee on Institutional Quality and Integrity for a term of six years: Upon the recommendation of the Majority Leader: Dr. George T. French of Fairfield, AL. **Page H8982**

**Omnibus Trade Act of 2010:** The House agreed by unanimous consent to concur in the Senate amendment to H.R. 6517, to extend trade adjustment assistance and certain trade preference programs, to amend the Harmonized Tariff Schedule of the United States to modify temporarily certain rates of duty. **Pages H8982–83**

**Advisory Committee on Student Financial Assistance—Appointment:** The Chair announced the Speaker's appointment of the following member on the part of the House to the Advisory Committee on Student Financial Assistance for a term of four years: Upon the recommendation of the Majority Leader: Ms. Deborah Stanley of Bowie, MD. **Pages H8983–85**

**Senate Messages:** Messages received from the Senate by the Clerk and subsequently presented to the House today and a message received from the Senate today appear on pages H8944, H8946–47, H8974, H8982.

**Senate Referrals:** S. 3903, S. 4053, and S. 4058 were held at the desk. **Pages H8944, H8947, H8974**

**Quorum Calls—Votes:** One yea-and-nay vote developed during the proceedings of today and appears on pages H8965. There were no quorum calls.

**Adjournment Sine Die:** The House met at 11 a.m. and in accordance with the provisions of H. Con. Res. 336, the House adjourned sine die at 6 p.m. until 12 noon on Wednesday, January 5, 2011 for the Convening of the First Session of the 112th Congress.

## *Committee Meetings*

No committee meetings were held.

## *Joint Meetings*

No committee meetings were held.

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## NEW PUBLIC LAWS

(For last listing of Public Laws, see DAILY DIGEST, p. D1233)

H.R. 2965, to amend the Small Business Act with respect to the Small Business Innovation Research Program and the Small Business Technology Transfer Program. Signed on December 22, 2010. (Public Law 111–321)

H.R. 3082, making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2010. Signed on December 22, 2010. (Public Law 111–322)

*Next Meeting of the SENATE*

12 noon, Wednesday, January 5

## Senate Chamber

**Program for Wednesday:** Following the presentation of the certificates of election and the swearing in of elected members, there will be a required live quorum to convene the 112th Congress. All Senators are asked to report to the floor at that time. The Senate will then be in a period of morning business.

*Next Meeting of the HOUSE OF REPRESENTATIVES*

12 p.m., Wednesday, January 5

## House Chamber

**Program for Wednesday:** Convening of the first session of the 112th Congress.

## Extensions of Remarks, as inserted in this issue

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